



Docket No.: L7350.0006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent Application of: Toshihiro Nakajima et al.

Confirmation No.: 3155

Application No.: 10/569,330

Art Unit: Not Yet Assigned

Filed: February 21, 2006

Examiner: Not Yet Assigned

For: PROMOTER OF SYNOVIOLIN GENE

New York, NY  
June 20, 2007

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

**MS SEQUENCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notification of Defective Response ("Notification"), dated June 4, 2007, enclosing a "Raw Sequence Listing Error Report" ("Report").

The Notification states that the previous "Sequence Listing" in computer readable form did not comply with the requirements of Section 1.824 for the reason indicated in the Report.

In response, submitted herewith is a substitute Sequence Listing, in paper form and computer readable form (a floppy disk), that corrects the defect noted in the Report. No new matter has been added in the substitute Sequence Listing.

Also attached hereto is a Submission of Substitute Sequence Listing and Statement Under 37 C.F.R. §§ 1.821-1.825 and a copy of the Notification and Report.

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Applicants respectfully request the above-referenced patent application be placed upon the files for examination.

No fee is believed to be due for this submission. Should there be any deficiency in fees, please charge such fee(s) to Deposit Account No. 50-2215.

Dated: June 20, 2007

Respectfully submitted,

By 

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Attorney for Applicant

Attachments: "Submission of Substitute Sequence Listing and Statement under 37 C.F.R. §§ 1.821-1.825"; and  
copies of the Notification of Defective Response and Raw Sequence  
Listing Error Report.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/569,330	FIRST NAMED APPLICANT Toshihiro Nakajima	ATTY. DOCKET NO. L73500006
INTERNATIONAL APPLICATION NO. PCT/JP04/12424		
I.A. FILING DATE 08/23/2004		PRIORITY DATE 08/21/2003
32172 DICKSTEIN SHAPIRO LLP 1177 AVENUE OF THE AMERICAS (6TH AVENUE) NEW YORK, NY 10036-2714		
RECEIVED JUN 6 2007 CONFIRMATION NO. 3155 371 FORMALITIES LETTER  *OC000000024197797*		

Date Mailed: 06/04/2007

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 02/21/2006
- English Translation of the IA filed on 02/21/2006
- Copy of the International Search Report filed on 02/21/2006
- Copy of IPE Report filed on 02/21/2006
- Preliminary Amendments filed on 02/21/2006
- Information Disclosure Statements filed on 02/21/2006
- Biochemical Sequence Diskette filed on 12/11/2006
- Oath or Declaration filed on 12/11/2006
- Biochemical Sequence Listing filed on 02/21/2006
- U.S. Basic National Fees filed on 02/21/2006
- Priority Documents filed on 02/21/2006

DSMO FILE NO. L 7350.0006  
 DUE: July 4, 2007  
 C/L: \_\_\_\_\_  
 ENTERED BY: D. S/H  
 ATTY: CEM/14

Applicant's response filed 12/11/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 10/11/2006 have not been completed.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR

1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For PatentIn Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for PatentIn Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/569,330	PCT/JP04/12424	L73500006